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**GIBBONS, DEL DEO, DOLAN,  
GRIFFINGER & VECCHIONE**  
A Professional Corporation  
One Riverfront Plaza  
Newark, New Jersey 07102-5497  
(973) 596-4500  
Attorneys for Defendant  
American Home Products Corporation

UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF NEW JERSEY

IN RE K-DUR ANTITRUST LITIGATION

Consol. Civ. A. No.: 01-CV-1652 (JAG)

Applies to:

Walgreen Co. et al, 01-CV-4524 (JAG)

**CONSENT ORDER FURTHER  
EXTENDING DEFENDANTS' TIME TO  
ANSWER OR OTHERWISE PLEAD IN  
RESPONSE TO THE COMPLAINT**

THIS MATTER having been opened to the Court on the application of defendants American Home Products Corporation ("AHP"), Schering-Plough Corporation ("Schering"), and Upsher-Smith Laboratories ("Upsher") (collectively, Defendants), by and through their respective attorneys, for an Order further extending Defendants' time to answer or otherwise plead in response to the *Walgreen* Plaintiffs' complaint; and a prior extension by consent having been granted to AHP until December 28, 2001; and a prior extension by consent having been granted to Schering until December 31, 2001; and a prior extension by consent having been granted to Upsher until December 31, 2001; and the parties having consented to said further extension; and the Court having considered the parties' application for the entry of this Consent Order; and good cause having been shown;

IT IS on this 2<sup>nd</sup> day of January, 2002;

**ORDERED** that Defendants' time to answer or otherwise plead in response to the *Walgreen* Plaintiffs' complaint is hereby extended until the date on which the Defendants' responsive pleading is due to the consumer and/or third party payor class plaintiffs' Consolidated Amended Class Action Complaint pursuant to paragraph 19 of the December 11, 2001 Case Management Order and any further Court orders; and it is further

**ORDERED** that a copy of this Consent Order shall be served by Defendants' counsel upon all counsel within seven (7) days of its receipt.

Joseph A. Greenaway, Jr., U.S.D.J.

Dated: December ..., 2001

I HEREBY CONSENT TO THE  
FORM AND ENTRY OF THIS ORDER:

**GIBBONS, DEL DEO, DOLAN,  
GRIFFINGER & VECCHIONE, P.C.**  
One Riverfront Plaza  
Newark, New Jersey 07201  
Attorneys for Defendant  
American Home Products Corporation

By: \_\_\_\_\_  
Brian J. McMahon

**WOLFF & SAMSON, P.C.**  
5 Becker Farm Road  
Roseland, New Jersey 07068  
Attorneys for Defendant  
Upsher-Smith Laboratories, Inc.

By: \_\_\_\_\_  
Robert L. Tchack

**McCARTER & ENGLISH, LLP**  
Four Gateway Center  
100 Mulberry Street  
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Schering-Plough Corporation

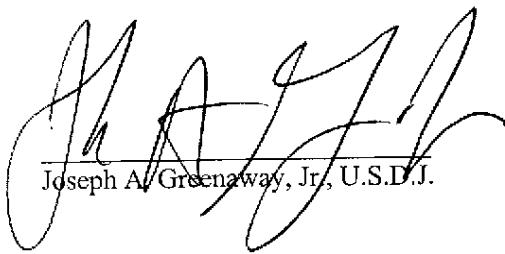
By: \_\_\_\_\_  
William J. O'Shaughnessy

**DEWSNUP, KING & OLSEN**  
2020 Beneficial Tower  
36 South State Street  
Salt Lake City, Utah 84111  
Co-Lead Counsel for the Non-Class  
Pharmacy Purchaser Plaintiffs

By: \_\_\_\_\_  
Douglas Dalton

**ORDERED** that a copy of this Consent Order shall be served by Defendants' counsel upon all counsel within seven (7) days of its receipt.

Dated: December \_\_, 2001



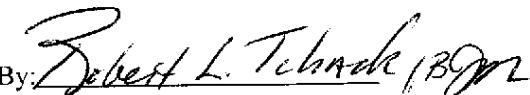
Joseph A. Greenaway, Jr., U.S.D.J.

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By:   
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By: \_\_\_\_\_  
Douglas Patton